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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,)	No. CR 11-00163 PSG
)	
12 Plaintiff,)	STIPULATION AND PROPOSED
)	ORDER CONTINUING HEARING DATE
13 vs.)	AND EXCLUDING TIME UNDER THE
)	SPEEDY TRIAL ACT
14 RONALD J. EGBERT,)	
)	
15 Defendant.)	
)	

16
17 **STIPULATION**

18 Defendant Ronald J. Egbert, by and through Assistant Federal Public Defender Heather
19 R. Rogers, and the United States, by and through Assistant United States Attorney Jeff Schenk,
20 hereby stipulate that, with the Court's approval, the status hearing currently set for Friday,
21 January 27, at 2:30 p.m., shall be continued to Wednesday, February 29, 2012, at 2:30 p.m.

22 The reason for the requested continuance is that the defense requires additional time to
23 effectively prepare and investigate this case in anticipation of a resolution. The parties therefore
24 respectfully request a continuance to February 29, 2012, at 2:30 p.m.

25 The parties agree that the time between January 27, 2012, and February 29, 2012, may be
26 excluded under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A) and (B)(iv), for effective

preparation of counsel.

Dated: January 25, 2012

/s/
HEATHER ROGERS
Assistant Federal Public Defender

Dated: January 25, 2012

/s/
JEFF SCHENK
Assistant United States Attorney

~~[PROPOSED]~~ ORDER

GOOD CAUSE APPEARING, upon stipulation of the parties, IT IS HEREBY ORDERED that the hearing currently set for Friday, January 27, 2012, at 2:30 p.m., shall be continued to Wednesday, February 29, 2012, at 2:30 p.m.

THE COURT FINDS that failing to exclude the time between January 27, 2012, and February 29, 2012, would unreasonably deny both counsel for the government and the defendant reasonable time necessary for effective preparation, taking into account the exercise of due diligence. *See* 18 U.S.C. §§ 3161(h)(7)(B)(iv).

THE COURT FINDS that the ends of justice served by excluding the time between January 27, 2012, and February 29, 2012, from computation under the Speedy Trial Act outweigh the interests of the public and the defendant in a speedy trial.

THEREFORE, IT IS HEREBY ORDERED that the time between January 27, 2012, and February 29, 2012, shall be excluded from computation under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

IT IS SO ORDERED.

Dated: 'Lcpwct { '47. '4234'


PAUL S. GREWAL
United States Magistrate Judge